

July 6, 2004

(G:SAB/Agendas/2004 Agendas/ICAEBPubAG0706204.wpd)

**PROPOSED CONFERENCE CALL AGENDA**  
**ILLEGAL COMPETITIVE ADVANTAGE (ICA) ECONOMIC BENEFIT (EB) ADVISORY PANEL**  
**SCIENCE ADVISORY BOARD**  
**ENVIRONMENTAL PROTECTION AGENCY**  
**EPA SAB Conference Call**  
**Monday, July 12, 2004**  
**10:00 a.m. - 12:00 noon, eastern standard time**

*Purpose of Conference Call: The purpose of this public conference call meeting is to provide background information for the Panelists on the issues in preparation for the advisory activity. The Panelists are to: (a) discuss the charge and review background materials provided to the Panel; (b) to discuss specific charge assignments for the Panelists; and (c) advise the Office of Enforcement and Compliance Assurance (OECA) of any specific points that may need clarification for the August advisory meeting.*

**Monday, July 12, 2004 10:00 am EST**

10:00 am      Convene the Meeting, Meeting Administration  
                    Log-In of All Participants

Dr. K. Jack Kooyoomjian  
*Designated Federal Officer*

Introductory Remarks

Dr. A. Myrick (Rick) Freeman,  
*Chair, ICA EB Adv Panel*

Introduction of Panelists & Brief Statements of  
Interest in and Relation to the Topic

SAB Panelists

10:10 am      Introduction to the Regulatory Context of this Request to the SAB

Mr. Randy Hill, *Deputy Director, Office of*

*Regulatory Enforcement (ORE)*

|            |  |  |
|------------|--|--|
| 10:15 am   | Overview of the EPA's White Paper and Charge to the Panel    | Mr. Jonathan Libber, <i>Senior Attorney and BEN/ABEL Coordinator, ORE/OECA</i> |
| 10:25 am   | Panel Discussion of the Charge Questions                     | Dr. Freeman & Panel  |
| 10:45 am   | Public Comments  | Interested Public  |
| 11:00 am   | Open Discussion  | ICA EB Adv Panel   |
| 11:20 am   | Panel Writing Assignments and General Discussion on Schedule | Dr. Freeman & Panel  |
| 11:55 am   | Summary and Action Items                                     | Dr. Freeman, Chair<br><i>ICA EB Adv Panel</i>                                  |
| 12:00 noon | Adjourn  |  |

**The Proposed Charge:** The Agency's Office of Enforcement and Compliance Assurance (OECA) is requesting that the EPA Science Advisory Board (SAB) review and provide advice on a White Paper entitled *Identifying and Calculating Economic benefit that goes Beyond Avoided and/or Delayed Costs*. The proposed charge to the ICA EB Advisory Panel of the SAB has been developed based on discussions between the OECA and SAB Staff offices. Specific charge questions include the following:

- 1) Are there categories of cases that would be useful for the Agency to consider in calculating the ICA economic benefit, other than those that are identified in the White Paper? Should any of these be combined?
- 2) How can the Agency more accurately characterize the types of cases that are described in the White Paper? Have any of the examples and counter-examples in the White Paper been misidentified with regard to whether they are amenable to the BEN model's simplifying paradigm?
- 3) Are there any suggestions for modifying the described analytical approach to calculate the economic benefits and;
- 4) The Agency's proposed approach strives to avoid double-counting of the benefit by laying out all relevant cash flows stemming from the violations, as opposed to simply adding on the additional calculations to a BEN run. What additional measures (if any) should the Agency put in place to avoid such potential double-counting?

The charge listed above can also be found on the Science Advisory Board website at [www.epa.gov/sab/](http://www.epa.gov/sab/).